

**IN THE COURT OF SH.BALWINDER KUMAR  
ADDITIONAL SESSIONS JUDGE, LUDHIANA.  
(UID Number PB0160)**

|               |                                         |
|---------------|-----------------------------------------|
| Case Type     | BA                                      |
| Case Number   | 8429/2017 Registration Date: 24.10.2017 |
| Case Code     | PBLD01-023610-2017                      |
| Date of Order | 8.11.2017                               |

1. Doctor Lucky Jaihind son of Hira Lal Gupta resident of House no. 14119, Street no.2, Ram Nagar, Tibba Road, Basti Jodhewal, Ludhiana  
2. Mukesh Thakur son of Inderkant Thakur resident of House no.14060, Street no.2, Ram Nagar, Basti Jodhewal, Ludhiana.

...Applicants

Versus

State of Punjab

...Respondent

FIR no.343 dated 19.8.2017  
U/s 379-B/506/120-B IPC  
Police Station Basti Jodhewal, Ludhiana.

**Bail application under Section 439 Cr.P.C.**

Present: Shri Surinder Pal, Advocate, counsel for applicants.  
Ms. Ramandeep Kaur, Additional Public Prosecutor for the State.

**ORDER**

Record received. Heard.

2. It is mentioned in the application that the accused/applicants are law abiding and peace loving citizens. It is further averred that complainant Joginder Singh and accused/applicants are neighbours and are not on good terms with each other. It is further averred that accused/applicant Mukesh Thakur had earlier filed police complaints against Joginder Singh's son Vicky alias Amritpal Singh for committing fraud with Doctor Lucky Jaihind as Paytm agent and those complaints are still pending with police, awaiting action and the instant FIR is nothing

but an act of revenge only and to use it as a pressure tactic to deter him from pursuing his police complaint. It is further averred that the accused/applicants have been falsely implicated in the above said case whereas no offence as alleged in the above said FIR has been committed by them. It is further averred that accused/applicants are in custody since 19.8.2017 and nothing has to be recovered from them, as such, they may be granted regular bail.

3. Learned counsel for the accused/applicants while arguing in the lines of the application contended that application may be allowed and accused may kindly be granted bail.

4. Conversely, learned Additional Public Prosecutor for the State submitted that accused/applicants have committed serious offence and as such they do not deserve the benefit of bail and application may kindly be dismissed.

5. Having heard the arguments, it has transpired that instant case FIR has been registered against the accused/applicants on the statement of one Joginder Singh that on 18.8.2017 at 9.00 PM, he after taking meal was standing near the gate of his house and then in front of his house, accused/applicants were talking to each other and they came to Joginder Singh and talked to him in threatening way and told him that by filing the case against them, he has done nothing against them and they will forcibly take the money from him on the expenses of the case filed by him and they also demanded Rs.1,00,000/- from him and when Joginder Singh was about to give them Rs.2000/- from his pocket, then accused/applicant Mukesh Thakur snatched Rs.2000/- from him and

started threatening him.

6. Perusal of record reveals that recovery has been effected in the present case and even after completion of investigation, challan has been presented against the accused/applicants, who are undergoing custody since 19.8.2017. Conclusion of the trial shall take considerable long time. No useful purpose would be served by keeping the accused/applicants behind bars for indefinite period. In these circumstances, without commenting upon the merits of the case, accused/applicants are ordered to be released on regular bail on his furnishing bail bonds in the sum of Rs.50,000/- each with one surety in the like amount to the satisfaction of Illaqa/Duty Magistrate. Accordingly, bail application stands allowed. Record be returned and bail application papers be cosigned to the record room.

**Pronounced:8.11.2017**

*Sudesh Kumari, Steg. G-I*

**Balwinder Kumar,  
Additional Sessions Judge,  
Ludhiana.  
(UID Number PB0160)**